

IN THE IOWA DISTRICT COURT FOR STORY COUNTY

SYSCO IOWA INC.,

Plaintiff,

vs.

SCOTT GRIFFEN, LJPS, INC., and OLDE
MAIN BREWING COMPANY,

Defendants.

LAW NO. LACV051113

AFFIDAVIT OF SCOTT GRIFFEN

STATE OF IOWA)
) SS:
COUNTY OF STORY)

I, Scott Griffen, duly sworn, affirmatively state and swear that I am competent to testify to the matters stated herein, and state as follows:

1. I, Scott Griffen, am the President of LJPS, Inc., I am familiar with the above-captioned matter and have first-hand knowledge of the facts contained herein.
2. In approximately 2004, I signed a Credit Application with Plaintiff on behalf of LJPS, Inc.
3. In approximately 2004, I signed a Personal Guarantee related to said Credit Application with Plaintiff.
4. I ensured that LJPS, Inc. consistently made payments on its account with Plaintiff beginning in approximately 2004.
5. At some point in 2015, Plaintiff contacted me to discuss the alleged past amounts due.

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6. A representative of Plaintiff made repeated promises to me that if LJPS, Inc. continued to do business with Plaintiff, Plaintiff would only seek payment of approximately \$30,000 of any past due amounts.

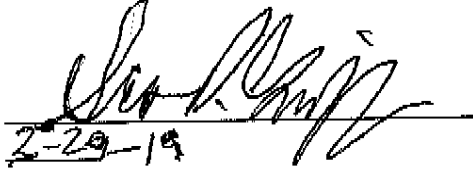
7. The most recent conversation wherein Plaintiff promised to only seek payment of approximately \$30,000 took place on approximately February 2018.

8. I informed the representative of Plaintiff that we were considering terminating Plaintiff's services and instead employing the services of a competitor of Plaintiff due to the significant cost savings associated with such a move.


9. Plaintiff's representative again assured me that Plaintiff would only seek approximately \$30,000 in past due debt if LJPS, Inc. continued to utilize the services of Plaintiff.

10. Relying on Plaintiff's statement, LJPS, Inc. continued to use the services of Plaintiff to its financial detriment.

11. On December 21, 2018, Plaintiff filed its Petition seeking nearly \$220,000 in damages, \$172,984.44 consisting of alleged past due debt.


2-29-19
Scott Griffen

Subscribed and sworn to before me by Scott Griffen on the 29 day of March, 2019.


Notary Public in and for the State of Iowa

